IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
WRIT PETITION NO.5874 OF 2006

Sudhagad Education Society
& Anr. .... Petitioners
Vs.
Smt. Sulbha D. Bhosale & Ors. .... Respondents

Shri Mandar Limaye for the Petitioners.

Shri Manish Mistry i/b M/s. M.P. Vashi & Associates for the Respondent No.1.

Ms V.S. Mhaispurkar, AGP, for the Respondent No.3.

CORAM: R.M.S. KHANDEPARKAR, J.

DATED: OCTOBER 16, 2006

P.C:

Heard. By consent, the impugned order is hereby set aside and the matter is remanded to the School Tribunal, Pune to hear the parties and to dispose of the Appeal No.12 of 2005 afresh by a reasoned order. Needless to say that the impugned order has been set aside as it does not disclose any reasonings in support of the conclusions which have been arrived at. A decision to be a lawful decision has necessarily to disclose the reasonings in support of the conclusions arrived at by the adjudicating authority.

Hence the impugned order is hereby set aside and the matter is remanded with the direction to the School

Tribunal to dispose of the said Appeal by a reasoned order, after hearing the parties. The School Tribunal is expected to dispose of the matter as expeditiously as possible and in any case on or before 30-4-2007. The petition is disposed of with the above directions. It is made clear that this Court has not expressed any opinion on merit on any of the points sought to be raised by the parties.

(R.M.S. Khandeparkar, J.)

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